## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA CHARLESTON DIVISION

# IN RE DIGITEK® PRODUCTS LIABILITY LITIGATION

MDL NO. 1968

### THIS ACTION RELATES TO:

Campbell v. Actavis, 2:08-cv-01075;

Chambers v. Actavis Totowa, LLC, 2:08-cv-01175;

Konek v. Actavis, Inc., 2:08-cv-1053;

Lange v. Actavis Totowa, LLC, 2:09-cv-00448;

Wilburn v. Actavis Group hf, 2:08-cv-01017;

York v. Actavis Totowa, LLC, 2:09-cv-00544

## UNOPPOSED MOTION FOR ADDITIONAL TIME FOR PLAINTIFFS TO FILE REPLY BRIEF REGARDING MOTION FOR CLASS CERTIFICATION

Now come Plaintiffs Lorena Ard, Dale Campbell, Alan Chambers, Peter Konek, William E. Lange, Judy Whitaker, as Executrix on behalf of the Estate of Anna Fight, and Willie Mae Wilburn, by counsel, and respectfully request a brief extension of time to file their reply brief in support of their Motion for Class Certification in the above matter. Plaintiffs request until March 8, 2010 to respond, and counsel for Defendants have indicated they have no objection.

Dated: February 26, 2010

Respectfully submitted,

On Behalf of Proposed Class Counsel:

s/Fred Thompson, III Esq.

Fred Thompson, III, Esq.

**Motley Rice, LLC** 

28 Bridgeside Blvd.

Mt. Pleasant, SC 29464

Co- Lead Counsel

Carl N. Frankovitch, Esq. **Frankovitch, Anetakis, Colantonio & Simon** 337 Penco Road Weirton, WV 26062

Co- Lead Counsel

Harry F. Bell, Jr., Esq. **The Bell Law Firm PLLC** P. O. Box 1723 Charleston, WV 25326

Co-Lead and Liaison Counsel

#### **Wolf Popper LLP**

845 Third Avenue New York, NY 10022 (212) 759-4600

## Morgan and Morgan, P.A.

One Tampa City Center 7th Floor Tampa, FL 33602 813.223.5505 (main)

#### Malkinson & Halpern, P.C.

208 S. LaSalle Street, Suite 1750 Chicago, IL 60604 (312) 427-9600 (phone)

#### **Hutton and Hutton Law Firm LLC**

P.O.B. 638 Wichita, KS 67201-0638 316.688.1166/686.1077 (f)

#### **Locks Law Firm LLC**

457 Haddonfield Road, Suite 500 Cherry Hill, NJ 08002 (856) 663-8200

### **Proposed Class Counsel**